

1 KATHERINE HART #76715
Attorney at Law
2 2055 San Joaquin
Fresno, Ca. 93721
3 Telephone: (559) 256-9800
Facsimile: (559) 256-9798
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Attorney for Defendant
5 DERWIN WADE McCOWAN
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11 **IN THE UNITED STATES DISTRICT COURT**
12 **EASTERN DISTRICT OF CALIFORNIA**
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11 UNITED STATES OF AMERICA, }
12 Plaintiff, }
13 }
14 }
15 }
16 v. }
17 DERWIN WADE McCOWAN, }
18 Defendant. }
19 _____

Case No. 1:02cr05368 OWW

MOTION FOR SUBSTITUTION
OF COUNSEL ON APPEAL
AND REQUEST FOR ORDER
OF APPOINTMENT

20 Defendant DERWIN WADE McCOWAN hereby requests that the court
21 substitute attorney KATHERINE HART, California State Bar Number 76715,
22 2055 San Joaquin, Fresno, Ca. 93721 as attorney of record for purposes of the
23 appeal in the above-entitled case, in place of an instead of attorney STEPHEN
24 MENSEL, who has represented Defendant at the district court sentencing. The
25 Office of the Federal Defender has arranged for the appointment of attorney
26 KATHERINE HART on appeal, as STEPHEN MENSEL is not available to
27

1 prepare the appeal.

2 For the convenience of respective counsel and for the sake of the expeditious
3 transition of Defendant's appeal, it is hereby requested that such substitution be
4 made.

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7 DATED: October 23, 2006

/s/Derwin McCowan
DERWIN WADE McCOWAN, aka
Derwin Wade Hill, Defendant and
Appellant

10 **ORDER**

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12 GOOD CAUSE APPEARING, it is hereby ordered as follows:

13 That Attorney STEPHEN MENSEL be relieved as attorney of record in the
14 case of United States v. Derwin Wade McCowan, aka Derwin Wade Hill, and that
15 the following attorney be substituted in place of and instead of attorney STEPHEN
16 MENSEL:

17 Katherine Hart,
18 Attorney at Law
19 California State Bar Number 76715
20 2055 San Joaquin
Fresno, Ca. 93721.
Telephone: (559) 256-9800
Facsimile: (559) 256-9798

21 IT IS SO ORDERED.

22 **Dated: October 25, 2006**
23 emm0d6

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE